

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

AN ORDINANCE repealing sections 9305. and 9307. Jackson County Code, 1984, relating to the anti-drug sales tax and enacting, in lieu thereof, two new sections relating to the same subject.

ORDINANCE #3974, January 28, 2008

INTRODUCED BY Dan Tarwarter, County Legislator

WHEREAS, the COMBAT Review Committee appointed by the County Executive made its recommendations regarding the future of the County's anti-drug sales tax on October 25, 2007; and,

WHEREAS, one of the committee's key recommendations is a restructuring of the mechanism by which the tax is administered, to create a more streamlined process that is less subject to confusion and duplication of efforts; and,

WHEREAS, the revisions to chapter 93 of the County Code proposed in this Ordinance would adequately implement the committee's recommendations in this regard; now therefore,

BE IT ORDAINED by the County Legislature of Jackson County, Missouri as follows:

Section A. Enacting Clause. Sections 9305. and 9307., Jackson County Code, 1984, are hereby repealed and two new sections enacted in lieu thereof, to be known as sections 9305. and 9306., with existing section 9306. to be renumbered 9307., to read as follows:

9305. Drug Commission.

A Drug Commission shall be established and organized as follows:

9305.1 Composition

The County Executive shall appoint, as members of the commission, nine residents of Jackson County from among those recommended by the County Legislature or from among those citizens known by the County Executive to be interested in serving on the Commission. One member shall be appointed from each of the six legislative districts and three members shall be appointed from the County at large. The at-large members shall represent the professional fields of law, substance abuse, and public health/health care, with one member appointed from each field. Three members shall serve initial terms of two years, three members shall serve initial terms of three years, and three members shall serve initial terms of four years. Members of the initial Drug Commission shall be eligible for reappointment to one four-year term each. Successor members of the Commission shall serve terms of four years, or for the unexpired terms of their predecessors, and are also eligible for reappointment to one four-year term each. The County Executive shall designate one member to serve as the Commission Chair.

9305.2 Ex Officio Members.

The Prosecuting Attorney, the Chief of the Kansas City, Missouri Police Department, and the Chair of the Jackson County Drug Task Force shall serve as ex officio members of the Commission without vote.

9305.3 COMBAT Funding Recipients Not Eligible.

No voting member of the Commission shall concurrently be employed by, a director of, or otherwise similarly associated under any entity or organization which applies for or receives COMBAT funding in any manner. Nor shall a voting member of the Commission be "closely related" to a director or an employee of any COMBAT-funded entity. For purposes of this section, "closely related" shall include a spouse, life partner, child, and parent.

9305.4 Powers and Duties.

The Drug Commission shall establish goals for COMBAT funding and make recommendations on all funding requests for COMBAT initiatives.

9305.5 Compensation.

Each member of the Commission shall receive the sum of \$200 per meeting for his or her service. No member of the commission shall receive in excess of \$1200 per calendar year for his or her service on the Commission.

9305.6 Meetings.

The Commission shall meet at least quarterly.

9306. COMBAT Director.

The administration of the COMBAT tax shall be under the day-to-day supervision of a COMBAT Director. The following shall apply to the COMBAT Director:

9306.1 Appointment.

The COMBAT Director shall be appointed by the County Executive, subject to the disapproval of the County Legislature.

9306.2 Removal.

The COMBAT Director shall serve at the pleasure of the County Executive, except that he or she may be removed from office either by the County Executive or by a majority of the County Legislature.

9306.3 Qualifications.

The COMBAT Director shall have a minimum of eight years experience in the areas of public health, substance abuse, prosecution, and/or other similar disciplines relevant to COMBAT, or the educational equivalent of such experience. At least five years of such experience shall be in supervision and administration.

9306.4 Duties.

The COMBAT Director shall set the priorities and direction of the COMBAT tax in

all of its areas of emphasis, to include law enforcement, drug treatment, and community crime prevention. The Director shall supervise all staff authorized in the annual county budget, and shall provide staff support for the Drug Commission.

9307. Performance Evaluation.

The county, in consultation with the prosecuting attorney, shall annually provide for a performance evaluation of programs funded by COMBAT, to be conducted by an independent firm or agency.

Effective Date: This ordinance shall be effective immediately upon its signature by the County Executive.

APPROVED AS TO FORM:

[Signature]
Chief Deputy County Counselor

[Signature]
County Counselor

I hereby certify that the attached Ordinance, Ordinance #3974, introduced on January 28, 2008, was duly passed on January 28, 2008 by the Jackson County Legislature. The votes thereon were as follows:

Yeas 8 Nays 0
Abstaining 0 Absent 1

This Ordinance is hereby transmitted to the County Executive for his signature.

1.29.08
Date

[Signature]
Mary Jo Spino, Clerk of Legislature

I hereby approve the attached Ordinance #3974.

1/29/08
Date

[Signature]
Michael Sanders, County Executive